

HEALTH DIVISION

MARSHALL J. WILLIAMS
Director



RICHARD WHITLEY, M.S.
Administrator

MARY GUINAN, M.D., Ph.D.
Acting State Health Officer

STATE OF NEVADA
DEPARTMENT OF HEALTH AND HUMAN SERVICES
HEALTH DIVISION
BUREAU OF HEALTH CARE QUALITY AND COMPLIANCE

MAILED

NOTICE OF INTENT TO IMPOSE SANCTIONS APR 16 2009

Certified Mail #7006 2150 0000 6999 2941

Bureau of Licensure
and Certification
Carson City, Nevada

April 15, 2009

Attention: Richard Munger, Administrator
Mount Grant General Hospital
First and A Streets
PO BOX 1510
Hawthorne, NV 89415

READER

FILE COPY

☒ Health Facilities/ Lab Services
7500 College Parkway
Suite 153
Carson City, Nevada 89706
(702) 486-5425
Fax: (702) 486-6483

☐ Health Facilities/ Lab Services
4220 S. Maryland Parkway
Suite 810, Building D
Las Vegas, Nevada 89119
(702) 486-6515
Fax: (702) 486-6520

☐ Radiological Health
4150 Technology Way
Suite 500
Carson City, Nevada 89706
(775) 687-7550
Fax: (775) 687-7552

☐ Radiological Health
7080 F. Flamingo
Suite 519
Las Vegas, Nevada 89119
(702) 486-5290
Fax: (702) 486-5024

YOU ARE HEREBY NOTIFIED that the HEALTH DIVISION intends to impose a directed plan of correction and monitoring effective eleven working days after your receipt of this notice.

Statutory or Regulatory Authority

The Health Division is imposing sanctions on your hospital in accordance with Nevada Revised Statutes (NRS) 449.163 through 449.170 and Nevada Administrative Code (NAC) 449.9982 through 449.99939. The imposition of sanctions is based on the severity and the scope of the deficiency as defined by NAC 449.99861 and NAC 449.9986 and is set forth in Attachment A.

NAC 449.99885(2) authorizes the Bureau to monitor the hospital to determine on-going compliance with state and federal regulations.

NAC 449.9987(2) authorizes the Bureau to develop a directed plan of correction with which the facility must comply. The Bureau has developed a directed plan of correction as indicated in Attachment B.

Facts Supporting the Sanction

The Bureau initiated a survey on March 2, 2009 and finalized the survey on March 5, 2009. The specific factual findings that serve as the basis of the underlying deficiencies are set forth in the Statement of Deficiencies and Plan of Correction (SOD/POC) in Attachment A.

Mount Grant General Hospital
April 15, 2009
Page 2

Other Circumstances Considered

The Bureau has reviewed the Plan of Correction (POC) submitted on April 10, 2009 in response to the survey. The POC was unacceptable.

Notice of Right to Appeal

Nevada Revised Statutes 449.170(2) affords the facility the right to contest the action of the Health Division. If you wish to oppose this action, you must send a written appeal to Richard Whitley, MS, Health Division Administrator, 4150 Technology Way, Suite 300, Carson City, Nevada 89706. You can fax your written appeal to (775) 684-4211.

In order for you to receive a hearing, the Administrator must receive this written appeal by 5:00 PM on the 10th working day after you received this notice. The local Bureau of Health Care Quality and Compliance office cannot accept your appeal. Your written appeal must specify: a) The action to be contested; b) The name of the division officer or employee who signed this notice; c) The reasons that the appellant believes the action is incorrect; and d) Whether or not the appellant is seeking an informal internal resolution prior to the formal appeal process. You are entitled to be represented by counsel at your own expense in these proceedings. If you retain an attorney, your counsel must notify the Administrator of his or her representation of you.

Effective Date of Sanction

The directed plan of correction and monitoring are effective immediately. If you submit a timely request for appeal, the effective date of the action will be stayed, pending the hearing on appeal. If you do not request a hearing within the next ten working days, you will waive your rights to a hearing and the action will be imposed as of the 11th working day after you receive this notice. NAC 439.348 indicates that except as otherwise provided in NAC 449.99908 the effective date of the disciplinary action is stayed upon receipt of an appeal until the hearing officer renders a decision regarding the appeal.

Other Notifications

The Bureau must upload information about sanctions applied to medical facilities to the National Practitioners Databank within 30 days of providing the sanction notice to the facility.

Mount Grant General Hospital
April 15, 2009
Page 3

If you have any questions about this notice or the contents therein, please call me at 775-687-4475, ext. 235.

Sincerely,

Leticia Metherell, HFS III

Leticia Metherell, RN, BSN, Health Facilities Surveyor III
For Marla L. McDade Williams, MPA, Bureau Chief

Attachments: Attachment A: Statement of Deficiencies/Plan of Correction
Attachment B: Directed Plan of Correction

cc: Linda Anderson, Chief Deputy Attorney General